

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CARL CRUZ,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. C24-0399 RSM

**ORDER GRANTING PLAINTIFF'S
MOTION FOR ADMISSION OF LATE
COMPLAINT FILING AND SETTING
SCHEDULING ORDER**

Based on the reasons provided by Plaintiff in his motion for admission of late complaint filing (Dkt. 5), and given the Commissioner made no objection to the motion, Court **GRANTS** Plaintiff's motion and accepts the complaint. Further, in light of the Commissioner's filing of the certified copy of the Administrative Record in this matter, the Court **ORDERS** the following briefing schedule:

Plaintiff's Opening Brief, limited to 18 pages or 6300 words whichever is less , is due:	June 27, 2024
Defendant's Response Brief, limited to 18 pages or 6300 words whichever is less , is due:	July 27, 2024, or within 30 days of the date the opening is filed, whichever is earlier.
Plaintiff's Optional Reply Brief, limited to 9 pages or 3150 words whichever is less , is due:	August 10, 2024, or within 14 days of the date the response is filed, whichever is earlier.

Plaintiff's Opening Brief

(b) Plaintiff shall provide a brief summary of the relevant procedural history and present the relevant facts in the argument section in the context of the specific errors alleged. Plaintiff should not set forth a separate lengthy recitation of background facts or medical evidence.

(c) The opening brief must fully explain each issue raised on page one and cite to the specific pages of the administrative record and the relevant legal authority that support each argument and request for relief.

(d) The Court is familiar with the standard of review and the five step sequential evaluation process. The parties should thus avoid boilerplate discussions of these standards and should focus on applying relevant and controlling legal authority to the facts of this case.

(a) Beginning on page one, Defendant shall indicate whether each error raised in the opening brief is disputed or undisputed. Defendant need not address Plaintiff's procedural

summary unless there is disagreement. Subsequent sections of the response brief must respond to each disputed assignment of error and request for relief, and must cite to the specific pages of the administrative record and relevant legal authority.

Personal Data and Formatting

All briefs must conform to the redaction rules regarding personal data set forth in LCR 5.2 and to the formatting requirements set forth in LCR 10.

In addition, all briefs must use the Bates number stamped on the lower right-hand corner of each page when citing to specific pages of the administrative record.

The Court may strike or return for correction briefs not conforming to this Order.

DATED this 28th day of May, 2024



Ricardo S. Martinez
United States District Judge